

Docket Number: 1866

**ALLEGHENY GENERAL HOSPITAL, HAHNEMANN UNIVERSITY, MEDICAL
COLLEGE HOSPITALS, MAIN CLINICAL CAMPUS, and ST. CHRISTOPHER'S
HOSPITAL FOR CHILDREN**

Jennifer A. Stiller, Esquire

CLOSED

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE**

~~John A. Kane, Chief Counsel~~
Robert Slavkin, Assistant Counsel

***November 23, 1994**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$300.00+. (\$297,000.00+)

December 8, 1994

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General.

December 14, 1994

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 9, 1994.

December 16, 1994

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General December 9, 1994.

January 6, 1995

Preliminary Objections of Defendant filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

February 6, 1995

Defendant's Brief In Support of Preliminary Objections filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

February 28, 1995

Plaintiff's Uncontested Motion to Extend Time for Filing Brief in Response to Defendant's Preliminary Objections and Proposed Order filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

March 24, 1995

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 24th day of March, 1995, it is **ORDERED** and **DECREED** that counsel for the Plaintiff, Allegheny General Hospital, Hahnemann University, Medical College Hospitals, Main Clinical Campus and St. Christopher's Hospital for Children, is granted an extension of time, until April 14, 1995, to file its response to the Preliminary Objections as filed by the Defendant, Commonwealth of Pennsylvania, Department of Public Welfare." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

March 29, 1995

Acceptance of Service of Opinion and Order dated March 24, 1995 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff March 27, 1995.

March 30, 1995

Acceptance of Service of Opinion and Order dated March 24, 1995 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 28, 1995.

April 13, 1995

Defendant's Uncontested Motion for General Stay of Proceedings for Sixty (60) Days filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

May 11, 1995

The Board rendered an Opinion and made the following Order: "AND NOW, this 11th day of May, 1995, it is **ORDERED** and **DECREED** that all proceedings in this case be **STAYED** for a period not to exceed sixty days from the exit date of this Order. It is further **ORDERED** and **DECREED** that counsel for both parties provide the Board of Claims with a status report within forty-five days of the exit date of this Order. Copy forwarded to attorney for Plaintiff and attorney for Defendant.

CLOSED

May 17, 1995

Acceptance of Service of Opinion and Order dated May 11, 1995 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff May 15, 1995.

May 18, 1995

Acceptance of Service of Opinion and Order dated May 11, 1995 received from attorney for Defendant. Receipt of same acknowledged by attorney of Defendant May 12, 1995.

October 26, 1995

The Board rendered an Opinion and made the following Order: "AND NOW, this 26th day of October, 1995, it is hereby **ORDERED** and **DECREED** that the parties' request for general continuance in the cases above-captioned, is hereby **GRANTED**. The parties, however, are **DIRECTED** to file with the Board of Claims a status report within sixty (60) days from the date of this Order advising as to their positions relative to said settlement of these matters." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

November 1, 1995

Acceptance of Service of Opinion and Order dated October 26, 1995 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff October 30, 1995.

December 28, 1995

Letter/Status Report requesting an additional 30-day extension of the General Stay filed by attorney for Plaintiff.

January 11, 1996

The Board rendered an Opinion and made the following Order: “**AND NOW**, this 11th day of January, 1996, it is hereby **ORDERED** and **DECREED** that the parties’ request for an additional thirty (30) day extension of the General Stay of Proceedings in the cases above-captioned, is hereby **GRANTED**. The parties, however, are **DIRECTED** to file with the Board of Claims a status report within thirty (30) days from the exit date of this Order advising as to their positions relative to said settlement of these matters.” Copy forwarded to attorney for Plaintiff and attorney for Defendant.

January 18, 1996

Acceptance of Service of Opinion and Order dated January 11, 1996 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff January 15, 1996.

CLOSED

January 18, 1996

Acceptance of Service of Opinion and Order dated January 11, 1996 received from attorney of Defendant. Receipt of same acknowledged by attorney for Defendant January 16, 1996.

***March 13, 1996**

Amended Complaint filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff. Amount of Claim: \$297,000.00+.

March 29, 1996

Acceptance of Service forwarded to attorney for Defendant to acknowledge receipt of Amended Complaint. Response due from Defendant April 29, 1996.

March 29, 1996

Copy of Amended Complaint forwarded to Chief Deputy Attorney General.

April 4, 1996

Acceptance of Service of Amended Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 1, 1996.

April 29, 1996

Preliminary Objections filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

May 21, 1996

The Board rendered an Opinion and made the following Order: “**AND NOW**, this 21st day of May, 1996, after due consideration of the pleadings and other matters before the Board, the Plaintiff’s request by letter docketed with the Board under date of April 4, 1996, over the signature of Jennifer A. Stiller, counsel for Plaintiff, that the caption of the case be changed deleting Allegheny General Hospital, Medical College Hospitals, Main Clinical Campus and St. Christopher’s Hospital for Children. The Board **GRANTS** this request and the caption will reflect same. Furthermore, the Preliminary Objections and Brief in Support of Defendant, Commonwealth of Pennsylvania, Welfare, which were filed under dates of January 5, 1995 and February 6, 1995 are hereby rendered **MOOT** by the filing of Plaintiff’s, Hansmann et al., Amended Class. Defendant is directed to file their Brief in Support of their second Preliminary Objections filed under date of April 9, 1996 within thirty (30) days from the exit date of this Order and serve a copy of same unto counsel for Plaintiff. Thereafter, Plaintiff is directed to file their Response and Brief within twenty (20) days from the receipt of Defendant’s Brief in Support and serve a copy of same unto counsel for Defendant. Copy forwarded to attorney for Plaintiff and attorney for Defendant.

May 24, 1996

Acceptance of Service of Opinion and Order dated May 21, 1996 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 22, 1996.

June 6, 1996

Acceptance of Service of Opinion and Order dated May 21, 1996 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff May 31, 1996.

June 11, 1996

Defendant’s Brief in Support of Preliminary Objections filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

October 22, 1996

Stipulation of Settlement filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

December 10, 1996

The Board rendered an Opinion and made the following Order: “**AND NOW**, this 10th day of December, 1996, it is **ORDERED** and **DECREED** that the Stipulation of Settlement is accepted as an Order of the Commonwealth of Pennsylvania Board of Claims and is hereby entered to the record in the above-captioned matter. It is further **ORDERED** and **DECREED** that the Defendant, Commonwealth of Pennsylvania, Department of Public Welfare, shall process the contested outlier claims in accordance with Pa. Code § 163.5 as Amended within ninety (90) days of the entry of this Order.” Copy forwarded to attorney for Plaintiff and attorney for Defendant.

December 16, 1996

Acceptance of Service of Opinion and Order dated December 10, 1997 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 11, 1996.

December 19, 1996

Acceptance of Service of Opinion and Order dated December 10, 1997 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff December 16, 1996.

May 6, 1997

Letter-type Praecepto to Settle, Discontinue and End filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

May 12, 1997

The Board rendered the following Order: **AND NOW**, this 12th day of May, 1997, upon receipt of a letter-type Praecepto to Settle, Discontinue and End over the signature of Catherine H. Gillespie, Esquire, on behalf of Plaintiff, Allegheny General Hospital, et al., which states: “It is my understanding from the Chief Financial Officer at the Hahnemann University Hospital (now a part of the Allegheny Health Education Research Foundation Health System) that the Commonwealth paid Hahnemann \$278,762.32 and that any claims under this docket number are considered paid in full. (Hahnemann had calculated the amount due them as \$294,629.00).” same of

which was filed with the Board under date of May 6, 1997, it is **ORDERED** and **DIRECTED** that said case be marked "settled, discontinued and ended with prejudice." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

May 16, 1997

Acceptance of Service of Order dated May 12, 1997 received from attorney for Defendant.
Receipt of same acknowledged by attorney for Defendant May 13, 1997.

May 19, 1997

Acceptance of Service of Order dated May 12, 1997 received from attorney for Plaintiff.
Receipt of same acknowledged by attorney for Plaintiff May 16, 1997.

CLOSED